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UNITED STATES DISTRICT COURT

CASE NUMBER 07-40205

PETER and KATHERINE VON BANK

VS.

JEFFREY SERSLAND, ET ALS

PROPOSED DEPOSITION OF DARLENE BUTTON, a
witness called on behalf of the Plaintiff, taken
pursuant to Notice under the applicable provisions
under the United States District Court Rules of Civil
Procedure, before Karen Cassola Norman, a Court
Reporter and Notary Public in and for the
Commonwealth of Massachusetts, at the Law Offices of
Kenneth I. Gordon, 63 Chatham Street, Boston,
Massachusetts, on Thursday, June 12, 2008, commencing
at 10:30 a.m.

J&K COURT REPORTING, 12 BUENA VISTA AVE, SALEM, MA 01970

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*****COMPUTER AIDED TRANSCRIPTION*****

1 APPEARANCES:

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6 Counsel on behalf of the Plaintiffs.
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EXHIBITS

NUMBER

PAGE

1 Subpoena issued to Darlene Button, together 4
with the Return of Services, two pages

(Exhibit Number 1 marked: Subpoena issued to Darlene Button, together with the Return of Services, two pages)

MR. GORDON: A deposition subpoena was served by the Worcester County Sheriffs' office upon Darlene Button, and according to Exhibit 1 that we have entered at the deposition of Ms. Button it was served on May 12, 2008 at 1:56 p.m., last and unusual calling for her to appear at her deposition today at 10:00 a.m. It is now 10:35 a.m. We have been present since prior to 10:00 a.m. and Ms. Button as not appeared. The deposition subpoena was properly completed on the form provided by the United States District Court, and according to the Return of Service, was properly served upon her. She did not show. So, we are suspending the deposition at this time and will be seeking assistance from the United States District Court on this matter.

Thank you.

C E R T I F I C A T E

I, KAREN CASSOLA NORMAN, a Court Reporter and
Notary Public in and for the Commonwealth of
Massachusetts, do hereby certify that the foregoing
Record, Pages 1 to 4, inclusive, is a true and
accurate transcription of my voice recording to the
best of my knowledge, skill and ability.

IN WITNESS WHEREOF, I have hereunto set my
hand and Notarial Seal this 1st day of July, 2008.



KAREN CASSOLA NORMAN,

Notary Public

My Commission expires May 2, 2014.

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